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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

ROBERT LAWRENCE SHEPPARD,

Defendant and Appellant.

2d Crim. No. B217865  
(Super. Ct. No. NA077239)  
(Los Angeles County)

Robert Lawrence Sheppard appeals from the judgment entered after the trial court denied his motion to suppress evidence seized during a parole search (Pen. Code, § 1538.5)<sup>1</sup> and a jury convicted appellant of possession of cocaine base for sale (Health & Saf. Code, § 11351.5). In a bifurcated proceeding, appellant admitted a prior strike conviction (§§ 667, subds. (a)-(i); 1170.12, subds. (a)-(d)), admitted five prior prison term enhancements (§ 667.5, subd. (b)), and admitted suffering two prior drug convictions (Health & Saf. Code, § 11370.2, subd. (a)). The trial court granted a motion to strike the prior strike conviction and the five prior prison term enhancements. (§ 1385, subd. (a); *People v. Superior Court (Romero)* (1996) 13 Cal.4th 497.) Appellant was sentenced to 11 years state prison based on the following sentence calculation: the trial court imposed a five year upper term for possession of

<sup>1</sup> All statutory references are to the Penal Code unless otherwise stated.

cocaine base for sale (Health & Saf. Code, § 11351.5) and added six years based on the two prior drug convictions (Health & Saf. Code, § 11370.2, subd. (a)).

We appointed counsel to represent appellant in this appeal. After examining the record, counsel filed an opening brief raising no issues and requesting that this court independently examine the record pursuant to *People v. Wende* (1979) 25 Cal.3d 436, 441.

On February 18, 2010, we advised appellant that he had 30 days within which to personally submit any contentions or issues that he wished us to consider. We have received no response from appellant.

We have reviewed the entire record and are satisfied that appellant's attorney has fully complied with his responsibilities and that no arguable issues exist. (*People v. Wende, supra*, 25 Cal.3d at p. 441; *People v. Kelly* (2006) 40 Cal.4th 106, 123-124.)

The judgment is affirmed.

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YEGAN, J.

We concur:

GILBERT, P.J.

PERREN, J.

Richard R. Romero, Judge  
Superior Court County of Los Angeles

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Jonathan L. Demson, under appointment by the Court of Appeal, for  
Appellant.

No appearance for Respondent.